

Notice of Allowability	Application No.	Applicant(s)	
	10/525,228	NAKANISHI ET AL.	
	Examiner	Art Unit	
	Anthony J. Green	1755	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to the amendment submitted on 11/02/06 and Examiner's Amendment 12/06/06.
2. ☒ The allowed claim(s) is/are 1-17.
3. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☒ All b) ☐ Some* c) ☐ None of the:
 1. ☒ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.


THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO/SB/08),
Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit
of Biological Material

5. ☐ Notice of Informal Patent Application
6. ☐ Interview Summary (PTO-413),
Paper No./Mail Date _____
7. ☒ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____


Anthony J. Green
Primary Examiner
Art Unit: 1755

EXAMINER'S COMMENT

1. The drawings submitted on 22 February 2005 are deemed acceptable by the examiner.

EXAMINER'S AMENDMENT

2. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Roger Hahn on 06 December 2006.

The application has been amended as follows:

In claim 13, line 3, the term "solution" has been deleted and replaced with the term: -- solvent --.

In claim 13, line 4, the term "the" has been deleted and replaced with the following phrase: -- an obtained concentrated --.

In claim 13, line 5, the term "solution" has been deleted and replaced with the term: -- solvent --.

In claim 14, line 3, the term "solution" has been deleted and replaced with the term: -- solvent --.

In claim 14, line 4, the term "the" has been deleted and replaced with the following phrase: -- an obtained concentrated --.

In claim 14, line 5, the term "solution" has been deleted and replaced with the term: -- solvent --.

In claim 15, line 3, the term "solution" has been deleted and replaced with the term: -- solvent --.

In claim 15, line 4, the term "the" has been deleted and replaced with the following phrase: -- an obtained concentrated --.

In claim 15, line 5, the term "solution" has been deleted and replaced with the term: -- solvent --.

In claim 16, line 3, the term "solution" has been deleted and replaced with the term: -- solvent --.

In claim 16, line 4, the term "the" has been deleted and replaced with the following phrase: -- an obtained concentrated --.

In claim 16, line 5, the term "solution" has been deleted and replaced with the term: -- solvent --.

In claim 17, line 3, the term "solution" has been deleted and replaced with the term: -- solvent --.

In claim 17, line 4, the term "the" has been deleted and replaced with the following phrase: -- an obtained concentrated --.

In claim 17, line 5, the term "solution" has been deleted and replaced with the term: -- solvent --.

REASONS FOR ALLOWANCE

3. The following is an examiner's statement of reasons for allowance: The prior art of record, which is the most pertinent art found, fails to teach and/or fairly suggest the instantly claimed process. As for the phrase "poor solvent" this is definite as claimed because the specification provides some standard for measuring the relative degree of "poorness" by giving specific examples of the solvents considered to be "poor solvents". Therefore when read in light of the specification and claims, the term "poor solvent" is definite and the instant claims are allowable.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Anthony J. Green whose telephone number is 571-272-1367. The examiner can normally be reached on Monday-Thursday 6:30-4:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Jerry Lorengo can be reached on 571-272-1233. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

A handwritten signature in black ink, reading "Anthony J. Green". The signature is fluid and cursive, with the first name "Anthony" and last name "Green" clearly distinguishable.

Anthony J. Green
Primary Examiner
Art Unit 1755

ajg
December 8, 2006